

Practitioner's Docket No. 116700.1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of: Dennis S. Chrobak, James A. Chrobak

Application No.: 09/849,854

Group No.: 1733

Filed: May 4, 2001

Examiner: Johnstone, A.

For: Anisotropic homogeneous elastomeric close torus tire

JUN 03 2004
OFFICIALCommissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed December 3, 2003, finally rejecting claims 24, 3-7, 22, and 23, 8-10.

1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on May 4, 2001.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

Small entity	\$165.00
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CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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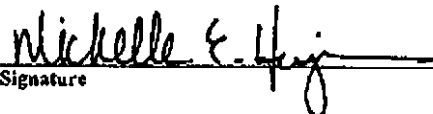
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Date: June 3, 2004

Signature



Michelle E. Huiar
(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

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Notice of Appeal fee due \$165.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for two months:

Fee \$210.00

If an additional extension of time is required, please consider this a petition therefor.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$165.00

Extension fee \$210.00

TOTAL FEE DUE \$375.00

5. FEE PAYMENT

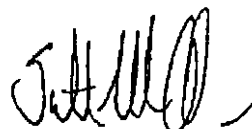
Authorization is hereby made to charge the amount of \$375.00 to Deposit Account No. 15-0450.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

~~A duplicate of this transmittal is attached.~~

6. FEE DEFICIENCY

If any additional extension and/or fee is required, charge Deposit Account No. 15-0450.



Signature of Practitioner

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